

CASE D0072 NP

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Stephen C. D'Amico  
Type or print name

  
Signature

May 31, 2005  
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1652

JACKSON ET AL.

Examiner: SWOPE, SHERIDAN

APPLICATION NO: 10/029,345

FILED: DECEMBER 20, 2001

FOR: POLYNUCLEOTIDES ENCODING THE NOVEL HUMAN  
PHOSPHATASE, RET31, AND VARIANTS THEREOF

Mail Stop: Petitions  
Commissioner for Patents  
P.O. Box 1450  
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MAY 31 2005

**PETITION AND FEE DELETING CORRECTLY NAMED PERSONS WHO ARE NOT  
INVENTORS OF INVENTION NOW BEING CLAIMED  
(UNDER 37 C.F.R. §1.48(b) AND §1.312)**


This petition under 37 C.F.R. §1.48(b) and §1.312 is to delete the names of the following persons named as inventors who are not the inventors of the invention now being claimed.

Stanley Krystek  
Donna Bassolino  
David Bol  
Patrick McAtee  
Gabe Mintier  
Gary Schieven


Please charge Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company in the amount of \$130 for payment of the fee. An additional copy of this paper is here enclosed. The Commissioner is hereby authorized to charge any additional fees under 37 CFR §1.17 which may be required, or credit any overpayment, to Account No. 19-3880 in the name of Bristol-Myers Squibb Company.

Respectfully submitted,

Bristol-Myers Squibb Company  
Patent Department  
P.O. Box 4000  
Princeton, NJ 08543-4000  
(609) 252-5289  
Date: May 31, 2005

  
Stephen C. D'Amico  
Attorney for Applicant  
Reg. No. 46,652

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**CONSENT OF ASSIGNEE TO DELETING PERSON(S) ERRONEOUSLY NAMED AS  
INVENTOR(S) IN NON-PROVISIONAL APPLICATION**

(37 C.F.R. § 1.48 (a)(5))

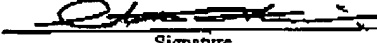
The undersigned assignee of the entire interest in the above-mentioned non-provisional application hereby assents to the deletion of the person(s) erroneously named as inventors as identified in the petition that this assent accompanies.

☒ Attached is a "Statement Under 37 C.F.R. § 3.73(b)," establishing the right of the assignee to take action in this matter.

Date: May 31, 2005

  
Stephen B. Davis  
Senior Patent Counsel

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<u>Stephen C. D'Amico</u> Type or print name	<u></u> Signature	<u>May 31, 2005</u> Date

STATEMENT UNDER 37 CFR 3.73 (b)RECEIVED  
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MAY 31 2005

Applicant/Patent Owner: Bristol-Myers Squibb Company

Application No./Patent No: 10/029,345

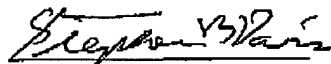
Entitled: POLYNUCLEOTIDES ENCODING THE NOVEL HUMAN  
PHOSPHATASE, RET31, AND VARIANTS THEREOF

states that it is:

1. ☒ the assignee of the entire right, title and interest.
2. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012922, Frame 0120.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Stephen B. Davis



Senior Patent Counsel

Date: May 31, 2005

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APPLICATION NO.: 10/029,345

FILED: DECEMBER 20, 2001

FOR: POLYNUCLEOTIDES ENCODING THE NOVEL HUMAN PHOSPHATASE, RET31, AND  
VARIANTS THEREOF

**STATEMENT ACCOMPANYING REQUEST DELETING PERSON ERRONEOUSLY NAMED AS  
INVENTOR IN NON-PROVISIONAL APPLICATION**

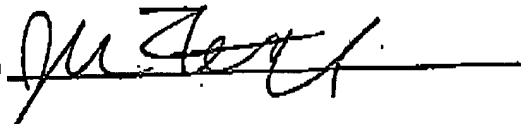
(37 C.F.R. § 1.48 (a)(2))

I, JOHN N. FEDER a person signing below, whose name is being deleted as  
inventor, thereby state that my name was added to this application as inventor by error and without  
deceptive intention on my part.

Date:

JOHN N. FEDER

Signature



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**STATEMENT ACCOMPANYING REQUEST DELETING PERSON ERRONEOUSLY NAMED AS  
INVENTOR IN NON-PROVISIONAL APPLICATION**

(37 C.F.R. § 1.48 (a)(2))

I, Thomas C. Nelson a person signing below, whose name is being deleted as inventor, hereby state that my name was added to this application as inventor by error and without deceptive intention on my part.

Date:

5/31/2005

THOMAS C. NELSON

Signature

Thomas C. Nelson